

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

Remoi Okocci, :
Plaintiff, :
vs. : Civil Action No. 02-2631
Klein, C.O., et. al., :
Defendants. :

ORDER

AND NOW, this _____ day of August, 2002, upon
consideration of the Motion of the federal defendants, the
unnamed Immigration and Naturalization Service, Senior Detention
and Deportation Officers at Berks County Prison, for permission
to file their first responsive pleading within fourteen ("14")
days of plaintiff's filing his amended complaint as ordered by
the Court on July 18, 2002 and for good cause shown, it is hereby
ORDERED that the motion is GRANTED.

BY THE COURT

JOYNER, CURTIS J.
United States District Court Judge

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FOR THE EASTERN DISTRICT OF PENNSYLVANIA

Remoi Okocci, :
: :
Plaintiff, : :
: Civil Action No. 02-2631
vs. : :
: :
Klein, C.O., et. al., : :
: :
Defendants. : :

MOTION OF THE FEDERAL DEFENDANTS FOR AN
ENLARGEMENT OF TIME TO FILE ITS FIRST RESPONSIVE PLEADING

1. The federal defendants, the unnamed Immigration and Naturalization Service, Senior Detention and Deportation Officers at Berks County Prison ("federal defendants"),¹ respectfully request permission to file their first responsive pleading within fourteen ("14") days of plaintiff's filing his amended complaint as ordered by the Court on July 18, 2002.

2. On July 18, 2002, this Court granted plaintiff's request to file an amended complaint in this case. Plaintiff was

¹ To the extent that this Motion constitutes the unnamed federal defendants' first responsive pleading, said defendants hereby raise and reserve all defenses to plaintiff's complaint, including but not limited to:

- (a) Absolute and/or qualified immunity,
- (b) Insufficiency of process,
- (c) Insufficiency of service of process,
- (d) Lack of subject matter jurisdiction,
- (e) Lack of in personam jurisdiction,
- (f) Improper venue,
- (g) Failure to state a claim upon which relief may be granted,
- (h) Failure to join a necessary and indispensable party.

granted thirty days from July 18, 2002 to file an amended complaint. Plaintiff represented in earlier filings that his amended complaint would contain supplemental facts that were not contained in his initial complaint.

3. The federal defendants respectfully request that they be permitted to file one responsive pleading that will address all of plaintiff's allegations rather than responding to the initial complaint, which contains an incomplete rendition of plaintiff's allegations.

4. This is the first extension of time requested by the federal defendants and the undersigned counsel for the United States respectfully submits that there is good cause to grant this motion.

5. The undersigned counsel of record was unable to contact plaintiff to secure his response to this motion.

WHEREFORE, for the reasons set forth herein, the federal defendants respectfully request that their motion be granted, and that they be granted permission to file their first responsive pleading within fourteen ("14") days of plaintiff's filing his amended complaint as ordered by the Court on July 18, 2002.

Respectfully submitted,

PATRICK L. MEEHAN
United States Attorney

JAMES G. SHEEHAN
United States Attorney

NURIYE C. UYGUR
Assistant United States Attorney
The United States Attorney's Office
Eastern District of Pennsylvania
615 Chestnut Street, Suite 1200
(215) 861-8324

Attorneys for the Federal
Defendants

Dated: August 9, 2002

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within MOTION FOR ENLARGEMENT OF TIME has been served this day, AUGUST 9, 2002, by first class mail, postage prepaid, upon the following:

Remoi Okocci, A#72-748-741
ID#02-3030, Unit C-1-76
Montgomery County Corrections
Facility
60 Eagleville Road
Norristown, PA 19403

NURIYE C. UYGUR
Assistant United States Attorney